

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 75034 / May 21, 2015

ADMINISTRATIVE PROCEEDING
File No. 3-15471

In the Matter of	:	
	:	
SARKAUSKAS AND ASSOCIATES, INC. and JAMES M. SARKAUSKAS	:	ORDER APPOINTING FUND PLAN ADMINISTRATOR AND SETTING ADMINISTRATOR BOND AMOUNT
Respondents.	:	

On September 13, 2013, the Securities and Exchange Commission (“Commission”) issued an order (“Order”) finding that Sarkauskas and Associates, Inc. and James M. Sarkauskas (“Respondents”) violated the federal securities laws.¹ Pursuant to the Order, Respondents paid disgorgement of \$331,433.98, prejudgment interest of \$18,403.22, and civil money penalties totaling \$100,000. The Order created a Fair Fund for distribution to harmed investors pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, as amended.

The Division of Enforcement now seeks the appointment of Rust Consulting, Inc. (“Rust”) as the fund plan administrator and requests that the administrator’s bond be set at \$449,837.20, as required by Rules 1105(a) and 1105(c) of the Commission’s Rules on Fair Fund

¹ *Order Instituting Administrative and Cease-and-Desist Proceedings, Pursuant to Section 15(b) of the Securities Exchange Act of 1934, Sections 203(e), 203(f) and 203(k) of the Investment Advisers Act of 1940, and Section 9(b) of the Investment Company Act of 1940, Making Findings, and Imposing Remedial Sanctions and a Cease-and-Desist Order*, Exchange Act Release No. 70388 (Sept. 13, 2013).

and Disgorgement Plans (“Rules”).² Rust is included in the Commission’s approved pool of administrators.

Accordingly, pursuant to Rule 1105(a), it is hereby ORDERED that Rust is appointed as the fund plan administrator and shall obtain a bond in accordance with Rule 1105(c) in the amount of \$449,837.20.

For the Commission, by the Division of Enforcement, pursuant to delegated authority.³

Brent J. Fields
Secretary

² 17 C.F.R. 201.1105(a) and 201.1105(c).

³ 17 C.F.R. 200.30-4(a)(17).